

SENATE BILL 1048

By Kelsey

AN ACT to amend Tennessee Code Annotated, Section 68-11-1628, relative to relocation of certain nursing home beds.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-11-1628, is amended by adding the following language as a new subsection:

(d) Any existing licensed and operating nursing home which has been operated as part of a continuing care retirement community that offers long term care, including services that included skilled nursing facility (SNF) services, assisted living, and independent living for at least ten (10) years may relocate thirty (30) or less of its licensed beds to a new, separately licensed nursing home which will also operate as part of a continuing care retirement community if all the following conditions are satisfied:

(1) The proposed location for the relocation of beds is within the same county as the original facility, and the new separately licensed facility will be licensed to an entity affiliated by common ownership or control with that of the original facility;

(2) The original facility is certified for participation in the medicare program, but is not and was not certified for the medicaid program within the twelve (12) months preceding the filing of a certificate of need application for the relocation of beds, and any beds relocated to a new location will initially have the same medicare and medicaid certification status that the original, existing nursing home relocating its beds maintains when the certificate of need is granted allowing the relocation of beds;

(3) The original facility is licensed for at least one hundred twenty (120) nursing home beds by the department of health; and

(4) An application for the relocation of the beds is filed with and approved by the health services development agency pursuant to this part.

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it.